

KEVIN POSEY, )  
)  
Plaintiff, )  
)  
v. )  
)  
KILOLO KIJAKAZI, Acting )  
Commissioner of Social Security )  
Administration, )  
)  
Defendant. )

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Given the procedural posture of the case and based upon the statements and arguments made by Plaintiff and his counsel, the court hereby ORDERS as follows:

1. Plaintiff's motion for an extension time [DE #20] is GRANTED. Plaintiff shall have until **October 12, 2023**, to file his opening brief pursuant to Rule 6 of the Supplemental Rules for Social Security Actions under 42 U.S.C. § 405(g).

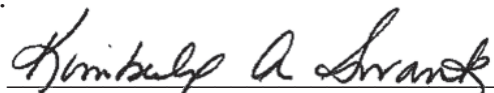
2. Counsel's motion to withdraw from representation [DE #25] and Plaintiff's motion to remove counsel [DE #20] are DENIED WITHOUT PREJUDICE. Scott A. Scurfield shall confer with Plaintiff and assist him in filing his opening brief or in securing substitute counsel to represent Plaintiff in this action.

3. Plaintiff's motion to voluntarily dismiss the action [DE #30] is deemed WITHDRAWN by Plaintiff. Alternatively, the motion is DENIED WITHOUT PREJUDICE.

4. The clerk is directed to serve a copy of this order on Plaintiff by United States mail, addressed as follows:

Kevin Posey  
1304 North Dr.  
Goldsboro, NC 27534

This 8th day of September 2023.

A handwritten signature in black ink, appearing to read "Kimberly A. Swank", is written over a horizontal line.

KIMBERLY A. SWANK  
United States Magistrate Judge